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FACSIMILE COVER SHEETDATE: January 18, 2005 TIME: _____TO: USPTO / Commissioner for Patents YOUR REF: 10/711,007FROM: James T. Cronvich OUR REF: 2167.1BY: James T. Cronvich FAX: 703-872-9306TOTAL # OF PAGES (INCLUDING THIS PAGE) : 3

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MESSAGE:

Contents:

1. Transmittal with Certificate of Fax Transmission
2. Election of Species

James J. Cronvich
Ref. 33163

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PTO/SB/21 (09-04)

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TRANSMITTAL FORM		Application Number	10/711,067
(to be used for all correspondence after initial filing)		Filing Date	08/17/2004
		First Named Inventor	LAPEYRE
		Art Unit	3651
		Examiner Name	DEUBLE, M.
Total Number of Pages in This Submission	2	Attorney Docket Number	2167.1

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmitted Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name			
Signature			
Printed name	James T. Cronich		
Date	February 1, 2005	Reg. No.	33163

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	James T. Cronich	Date	February 1, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including the gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re the application of:

Robert S. Lapeyre et al.

Docket No.: 2167.1

Serial Number: 10/711,007

Examiner: Mark A. Deuble

Filed: 08/17/2004

Group Art Unit: 3651

FOR: CONVEYOR WITH A MOTORIZED TRANSPORT ELEMENT

ELECTION OF SPECIES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of January 26, 2005, requiring an election of species, applicants provisionally elect Species H, as represented by FIG. 21. Species H is read on by the following claims: 1, 2, 5, 8, 9, 11, and 14, of which at least claim 1 is generic to all the species.

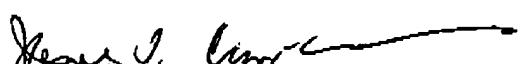
Because this response is being timely filed within one month of the Office Action, no fee should be due. If, however, a fee is deemed necessary, authorization to charge it to Account No. 12-0090 is hereby given.

Applicants would also like to inform the Examiner that an Information Disclosure Statement has been filed electronically on February 1, 2005.

Respectfully submitted,
Robert S. Lapeyre et al.

Date: Feb. 1, 2005

By:


James T. Cronich
Reg. No. 33163
Laitram, L.L.C.
220 Laitram Lane
Harahan, LA 70123
Telephone: (504) 733-6739, ext. 1243
Fax: (504) 734-5233